No. P. 2711—*Legis.* 2-40-38, *dated Bangalore, the* 21*st November* 1940.

The following Notifications of the Government of India, Defence Co-ordination Department, are hereby republished for general information.

By Order,

H. V. NARAYANA RAO,

Secretary to Government, Law Department.

DEFENCE CO-ORDINATION DEPARTMENT.

NOTIFICATION.

New Delhi, the 2nd November 1940.

No. 591-OR/40.—In exercise of the powers conferred by section 2 of the Defence of India Act, 1939 (XXXV of 1939), the Central Government is pleased to direct that the following further amendment shall be made in the Defence of India Rules, namely :—

After rule 90A, of the said rules the following rule shall be inserted, namely :—

90B. " Restriction on export of money.—

(1) In this rule "money" means any coin or currency note which is legal tender in British India or elsewhere, and includes bills of exchange.

(2) No person shall, except with the permission of the Reserve Bank of India or of a person authorised in this behalf by the said Bank, take or send out of British India to a place or country outside India and Burma money in excess of such amount as may be specified in this behalf by the said Bank.

(3) Any person who on any occasion is about to leave British India for a place outside India and Burma (which person is hereafter in this rule referred to as " the traveller") shall, if on that occasion he is ordered so to do by an Officer of Customs,—

(*a*) declare with full details the money he has with him; and

(*b*) produce for the inspection of the officer the money and the permission, if any, granted in pursuance of sub-rule (2).

(4) Any Officer of Customs, and any person acting under the directions of such officer, may—

(*a*) examine or search any article which the traveller has with him, for the purpose of ascertaining whether he is conveying or has in his possession any money in contravention of the provisions of this rule;

(*b*) if he has reasonable ground for suspecting that the traveller has about his person any money which he has not produced for inspection, search the person of the traveller;

(*c*) seize any money produced for inspection under sub-rule (3) or found upon examination or search under this sub-rule, being money which the traveller has in his possession in contravention of the provisions of this rule:

Provided that no female shall be searched in pursuance of the provisions of this sub-rule, except by a female.

(5) If, upon his being ordered to make a declaration or to produce any money under the povisions of sub-rule (3), any person knowingly makes a declaration which is false or not true, or fails to produce the money, he shall be deemed to have contravened the provisions of this rule.

(6) Any money seized in pursuance of the provisions of this rule, shall be disposed of in such manner as the Central Government may by general or special order direct.

(7) If any person contravenes any of the provisions of this rule, he shall be punishable with imprisonment for a term which may extend to five years and shall also be liable to fine."

A. deC. Williams,
Secretary to the Government of India.

DEFENCE CO-ORDINATION DEPARTMENT.

NOTIFICATION.

New Delhi, the 2nd November 1940.

No. 592-OR/40.—In exercise of the powers conferred by section 2 of the Defence of India Act, 1939 (XXXV of

1939), the Central Government is pleased to direct that the following further amendment shall be made in the Defence of India Rules, namely :—

In rule 84 of the said Rules—

(1) in sub-rule (3) for the words " by or under the order, the import or export, or the carriage castwise or the shipment as ships' stores of all goods or goods of any specified description ", the following shall be substituted, namely :—

" by or under the order,—

(i) the import, export, carriage castwise or shipment as ships' stores of all goods or goods of any specified description ;

(ii) the shipment of fresh water on sea-going vessels ";

(2) in sub-rule (4), after the words " of any goods," the words " or any shipment of fresh water" shall be inserted, and after the words " such goods " the words " or as the case may be such fresh water " shall be inserted.

A. deC. Williams,
Secretary to the Government of India.

DEFENCE CO-ORDINATION DEPARTMENT.

NOTIFICATION.

New Delhi, the 26th October 1940.

No. 580-OR/40.—In exercise of the powers conferred by section 2 of the Defence of India Act, 1939 (XXXV of 1939), the Central Government is pleased to direct that the following further amendment shall be made in the Defence of India Rules, namely :—

In rule 26 of the said rules, after sub-rule (5-A), the following sub-rule shall be inserted, namely :—

" (5-B) If the Central Government or the Provincial Government, as the case may be, has reason to believe that a person in respect of whom that Government has made an order under sub-rule (1) directing that he be detained has absconded or is concealing himself so that such order cannot be executed,

that Government may make a report in writing of the facts to a Presidency Magistrate or a Magistrate of the first class having jurisdiction in the place where the said person ordinarily resides; and thereupon the provisions of sections 87, 88 and 89 of the Code of Criminal Procedure, 1898, shall apply in respect of the said person and his property as if the order directing that he be detained were a warrant issued by the Magistrate."

A. deC. Williams,
Secretary to the Government of India.

DEFENCE CO-ORDINATION DEPARTMENT.

NOTIFICATION.

New Delhi, the 26th October 1940.

No. 516-OR/40.—In exercise of the powers conferred by section 2 of the Defence of India Act, 1939 (XXXV of 1939), the Central Government is pleased to direct that the following further amendment shall be made in the Defence of India Rules, namely:—

In rule 54 of the said rules,—

(1) For sub-rule (1), the following sub-rule shall be substituted, namely:—

"(1) The Central Government or the Provincial Government may, by general or special order, prohibit, restrict or impose conditions on, the possession, carrying, use, sale or other disposal of—

(*a*) arms or articles capable of being used as arms;

(*b*) ammunition;

(*c*) substances (hereinafter referred to as explosive substances) which are, or are declared to be, explosives within the meaning of the Indian Explosives Act, 1884."

(2) In sub-rule (2),—

(*a*) after the word "arms" wherever it occurs, the words "articles capable of being used as arms," shall be inserted;

(*b*) in clause (b)—

(i) the words "or other articles" wherever they occur shall be omitted;

(ii) for the words "ammunition, explosive substances" the words "ammunition or explosives substances" shall be substituted;

(iii) after the words "carried by him," the words "which such officer or other public servant suspects to be possessed or carried" shall be inserted.

A. deC. Williams,
Secretary to the Government of India.

No. P. 2712—*Legis.* 17-40-2, *dated Bangalore, the* 21*st November* 1940.

The following Ordinance of the Government of India, Legislative Department and the Notification of the Government of India, Finance Department, are hereby republished for general information.

By Order,

H. V. NARAYANA RAO,
Secretary to Government,
Law Department.

GOVERNMENT OF INDIA.

LEGISLATIVE DEPARTMENT.

Simla, the 11th October 1940.

ORDINANCE No. XII OF 1940.

AN

ORDINANCE

further to amend the Indian Coinage Act, 1906.

III of 1906. Whereas an emergency has arisen which makes it necessary further to amend the Indian Coinage Act, 1906, for the purpose hereinafter appearing;

26 Geo. 5, C.2. Now, therefore, in exercise of the powers conferred by section 72 of the Government of India Act as set out in the Ninth Schedule to the Government of India Act, 1935, the Governor-General is pleased to make and promulgate the following Ordinance :—

Short title and commencement. 1. (*1*) This Ordinance may be called the Indian Coinage (Second Amendment) Ordinance, 1940.

(*2*) It shall come into force at once.

III of 1906. Amendment section 15-A. Act III of 1906. 2. In section 15-A of the Indian Coinage Act, 1906,—

(*a*) the words, brackets and figures "other than the rupee and half-rupee referred to in sub-section (1) of section 12" shall be omitted;

(*b*) for the words "save at a Government currency office" the words "save to such extent as may be specified in the notification" shall be substituted; and

(*c*) the proviso shall be omitted.

Linlithgow,

Viceroy and Governor-General.

SIMLA,
The 10th October, 1940.

G. H. Spence,

Secretary to the Government of India.

GOVERNMENT OF INDIA.

FINANCE DEPARTMENT.

NOTIFICATION.

Simla, the 11th October 1940.

No. D/C.-1861-F.—In exercise of the powers conferred by section 15-A of the Indian Coinage Act, 1906 (III of 1906), as amended by the Indian Coinage (Second Amendment) Ordinance, 1940 (Ordinance No. 12 of 1940), the Central Government is pleased—

(i) to call in with effect from the 1st April, 1941, all rupee and half-rupee coins bearing on the obverse the effigy of Her late Majesty Queen Victoria; and

(ii) to direct that on and from the said date the said coins shall cease to be legal tender save—

(*a*) at the offices of the Issue Department of the Reserve Bank of India at Bombay and Calcutta till further notice, and

(*b*) at any Government Treasury or Post Office till the 30th September 1941.

P. R. Rau,
Additional Secretary to the
Government of India.

Order No. P. 2762 —*Legis.* 23-40-1, *dated Bangalore, the 26th November* 1940.

Ordered that the accompanying Emergency Act to provide for the constitution of Civic Guards in Mysore which received the assent of His Highness the Maharaja, on the 5th day of November 1940, be published as Act No. XXVII of 1940, in the *Mysore Gazette* for general information.

H. V. Narayana Rao,
Secretary to Government,
Law Department.

Act No. XXVII OF 1940.

The Civic Guards (Emergency) Act, 1940.

AN ACT TO PROVIDE FOR THE CONSTITUTION OF CIVIC GUARDS IN MYSORE.

(*Received the assent of His Highness the Maharaja on the fifth day of November* 1940.)

WHEREAS an emergency has arisen which makes it necessary to provide for the constitution of Civic Guards in Mysore.

NOW THEREFORE, under Section 12 of the Mysore Legislative Council Act, 1925, it is hereby enacted as follows:—

Short title, extent and commencement.

1. (1) This Act may be called the Civic Guards (Emergency) Act, 1940.

(2) It extends to the whole of Mysore.

(3) It shall come into force at once.

Constitution of Civic Guards.

2. The District Magistrate of a district may constitute for that district a body to be called the Civic Guard, the members of which shall discharge such functions in relation to the protection of persons, the security of property or the public safety as may be assigned to them in accordance with the provisions of this Act and the rules made thereunder.

Appointment of members.

3. The District Magistrate of a district may appoint as members of the Civic Guard so many persons, who are fit and willing to serve as such, as he is authorised by the Government to appoint and may appoint any such member to any office of command in the Civic Guard.

Functions of members.

4. The District Magistrate of a district may at any time call out a member of the Civic Guard for training or to discharge any of the functions assigned to the Civic Guard in accordance with the provisions of this Act and the rules made thereunder.

Powers, protection and control.

5. (1) A member of the Civic Guard when called out under section 4 shall have the same powers, privileges and protection as an officer of police appointed under any law for the time being in force.

(2) No prosecution shall be instituted against a member of the Civic Guard in respect of anything done or purporting to be done by him in the discharge of his functions as such member, except with the previous sanction of the District Magistrate.

Control by officers of police force.

6. The members of the Civic Guard when called out under section 4 directly in aid of the police force, shall be under the control of the officers of such force, in such manner and to such extent as may be prescribed by rules made under section 8.

Penalty.

7. If any member of a Civic Guard, on being called out under section 4, without sufficient excuse, neglects or refuses to obey such order, or to discharge his functions as a member of the Civic Guard, or to obey any lawful order or direction given to him for the performance of his duties, he shall, on conviction by a competent court, be punishable with fine which may extend to fifty rupees.

Rules.

8. The Government may make rules consistent with this Act—

(*a*) providing for the exercise by any police officer or other servant of the Government of the powers conferred on the District Magistrate by section 4 of this Act;

(*b*) providing for the exercise of control by officers of the police force over members of the Civic Guard when acting directly in aid of the police force;

(*c*) regulating the organisation, appointment, conditions of service, duties, discipline, arms, accoutrements and clothing of members of the Civic Guard and the manner in which they may be called out for service;

(*d*) conferring on members of the Civic Guard according to their office any powers, other than magisterial or judicial powers, exercisable by any person under any Act;

(*e*) generally for giving effect to the provisions of this Act.

MIRZA M. ISMAIL,
Dewan.

CORRIGENDUM.

No. P. 2776—*Legis.* 2-40-40, *dated Bangalore, the 26th November* 1940.

In Notification No. P. 1096—Legis. 2-40-19, dated 23rd August 1940, *for* the word and figure "rule 115" *read* "rule 116".

By Order,
H. V. NARAYANA RAO,
Secretary to Government,
Law Department.

No. P. 2775—*Legis.* 2-40-39, *dated Bangalore, the* 26*th November* 1940.

The following notification of the Government of India, Department of Communications, is hereby re-published for general information.

By Order,
H. V. NARAYANA RAO,
Secretary to Government,
Law Department.

GOVERNMENT OF INDIA.

DEPARTMENT OF COMMUNICATIONS.

NOTIFICATION.

Dated New Delhi, the 7*th November* 1940.

No. W 28 (3)/39.—In pursuance of sub-rule (2) of rule 7-A of the Indian Aircraft Rules, 1937, the Central Government is pleased to empower, for the purpose of the said sub-rule, the officers specified in the first column of the Schedule annexed hereto when on duty at the aerodromes specified in the corresponding entry in the second column of the said Schedule.

Schedule.

	Officers.	*Aerodromes.*
1.	The Sergeant of the Calcutta Police.	Dum Dum Air Port.
2.	The Inspector of the River Traffic Police.	Seaplane Station, Willingdon Bridge, Bally.
3.	The Customs Officer, Meenambakkam.	Meenambakkam Aerodrome.
4.	The Customs Collector, Trichinopoly.	Trichinopoly Aerodrome.
5.	The Sergeant and the Sub-Inspector of Police.	Karachi (Drigh Road) Air Port.
6.	The Sub-Inspector of Police.	Karachi Seaplane Station.
7.	All Police Officers not below the rank of Inspector.	Bombay (Juhu) and Ahmadabad Aerodromes.

A. D. Gorwala,
Deputy Secretary to the Government of India.

Printed by the Superintendent at the Government Press, Bangalore.